

3:16 pm, Jun 17, 2020

U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
Roger A.G. Sharpe, Clerk

## UNITED STATES DISTRICT COURT

for the  
Southern District of ~~Illinois~~  
INDIANA

EVANSVILLE Division

3:20-cv-140-RLY-MPB

Nicholas Thompson

Case Number:

(Clerk's Office will provide)

Plaintiff(s)/Petitioner(s)

v.

City of Evansville  
Chief of Police  
Detective Fees

Defendant(s)/Respondent(s)

☒ CIVIL RIGHTS COMPLAINT

pursuant to 42 U.S.C. §1983 (State Prisoner)

☐ CIVIL RIGHTS COMPLAINT

pursuant to 28 U.S.C. §1331 (Federal Prisoner)

☐ CIVIL COMPLAINT

pursuant to the Federal Tort Claims Act, 28 U.S.C.

§§1346, 2671-2680, or other law

## I. JURISDICTION

## Plaintiff:

- A. Plaintiff's mailing address, register number, and present place of confinement.

3500 N. Harlan Ave  
EVANSVILLE, IN 47708  
Vanderburgh County Jail

## Defendant #1:

- B. Defendant Billy Bolin is employed as

(a) (Name of First Defendant)

Chief of Police

(b) (Position/Title)

with

City of Evansville

(c) (Employer's Name and Address)

1000 MLK SR BVD EVANSVILLE, IN 47710

At the time the claim(s) alleged this complaint arose, was Defendant #1 employed by the state, local, or federal government? ☒ Yes ☐ No

If your answer is YES, briefly explain:

Chief of Police, Evansville, Indiana

**Defendant #2:**

C. Defendant Detective Keen B.M. 2X1387 is employed as

(Name of Second Defendant)

Police Detective

(Position/Title)

with EVANSVILLE City Police

(Employer's Name and Address)

1 NWD MLK JR Blvd, Evansville, IN 47708

At the time the claim(s) alleged in this complaint arose, was Defendant #2 employed by the state, local, or federal government? ☒ Yes ☐ No

If you answer is YES, briefly explain:

Detective, City of Evansville, Police Dept.

**Additional Defendant(s) (if any):**

D. Using the outline set forth above, identify any additional Defendant(s).

## II. PREVIOUS LAWSUITS

A. Have you begun any other lawsuits in state or federal court while you were in prison or jail (during either your current or a previous time in prison or jail), e.g., civil actions brought under 42 U.S.C. § 1983 (state prisoner), 28 U.S.C. § 1331 (federal prisoner), 28 U.S.C. §§ 1346, 2671-2680, or other law? ☐ Yes ☒ No

B. If your answer to "A" is YES, describe each lawsuit in the space below. If there is more than one lawsuit, you must describe the additional lawsuits on another sheet of paper using the same outline. **List ALL lawsuits in any jurisdiction and indicate the court where they were filed to the best of your ability**, including those that resulted in the assessment of a "strike" under 28 U.S.C. § 1915(g) and/or those that were dismissed for being frivolous, malicious, or for failure to state a claim (see 28 U.S.C. § 1915A; 28 U.S.C. § 1915(e)(2); Federal Rule of Civil Procedure 12(b)(6)). FAILURE TO FULLY DISCLOSE YOUR LITIGATION HISTORY, INCLUDING "STRIKES," MAY RESULT IN SANCTIONS THAT INCLUDE DISMISSAL OF THIS ACTION.

1. Parties to previous lawsuits:  
Plaintiff(s):

Defendant(s):

2. Court (if federal court, name of the district; if state court, name of the county):

3. Docket number:

4. Name of Judge to whom case was assigned:

5. Type of case (for example: Was it a habeas corpus or civil rights action?):

6. Disposition of case (for example: Was the case dismissed? Was it appealed? Is it still pending?):

7. Approximate date of filing lawsuit:
8. Approximate date of disposition:
9. Was the case dismissed as being frivolous, malicious, or for failure to state a claim upon which relief may be granted and/or did the court tell you that you received a "strike?"

### III. GRIEVANCE PROCEDURE

- A. Is there a prisoner grievance procedure in the institution? ☐ Yes ☐ No
- B. Did you present the facts relating to your complaint in the prisoner grievance procedure? ☐ Yes ☐ No  
*N/A*
- C. If your answer is YES,
  1. What steps did you take?
  2. What was the result?
- D. If your answer is NO, explain why not.
- E. If there is no prisoner grievance procedure in the institution, did you complain to prison authorities? ☐ Yes ☐ No
- F. If your answer is YES,
  1. What steps did you take?*N/A*

2. What was the result?

G. If your answer is NO, explain why not.

H. Attach copies of your request for an administrative remedy and any response you received. If you cannot do so, explain why not:

ON or about 22 May 2020, and alleged shooting took place in the 600 Block of Swoester Ave. The Plaintiff nor his fiancée and kids were home at the time. However, Angel Lewis allegedly told police that she saw the plaintiff shooting a gun and gave the Detective the color, make and model of the gun allegedly used at 2055 hrs at night. The alleged victim and 2 other persons on scene whom the Plaintiff was supposed to have been shooting at did not and could not identify the shooter. Angela Lewis stated that it was the Plaintiff but gave no description of what he was wearing or anything but his name and she was the Plaintiff's neighbor. ON or about the 26 of May ~~2020~~ 2020, The Plaintiff Thompson was stopped and placed under arrest for the shooting without a warrant but only on the uncorroborated Hearsay statements of Angel Lewis. Detective Keen, under the color of the Law falsely arrested the Plaintiff and falsely imprisoned the Plaintiff in violation of the Plaintiff's Fourth Amendment to the U.S. Constitution under the "Totality of Circumstances" standard. The Police Dept under the Chief of Police has an unwritten custom of violating the Citizens of Evansville Indiana's 4th amendt. Rights under False Arrest without Probable Cause. Had Det. Keen had Probable Cause he would have been able to obtain a writ of Attachment Warrant for the body of Thompson but used a "Probable Cause" Affidavit from 4-5 days earlier that doesn't meet the "Totality of Circumstances Standard"

①

The Defendants also violated my rights to Privacy.  
The ~~more~~ Defendants violated the Plaintiff's Rights  
under False Light by putting the ~~the~~ Plaintiff on  
Recent Booking to be seen by the Public at Large.

The Defendants violated the Plaintiff's rights of Privacy  
under "Intrusion" by violating his personal space, his  
body being incarcerated.

The Defendants violated the Plaintiff's rights of Privacy  
by Defamation of character by the charges made to  
the Public stating that he committed Battery with  
a deadly weapon, namely a Firearm.

The Plaintiff also charges the Defendants with  
"Criminal Confinement" and held under a Bond  
that is outrageous for an innocent person.

### RELIEF

The Plaintiff requests \$1,500 per day Falsely imprisoned  
Lost wages, and Emotional and mental Anguish  
"actual" \$500,000.00 for Malicious Prosecution  
Cost of Litigation and Reasonable Attorney  
Fee's to be paid TO Andre G. Lewis under  
the "P.L.R.A."



The Plaintiff request payment of \$250,000.00  
for mental and Emotional Anguish "Actual"

PATRICKIS

The Plaintiff request A Forma Pauperis  
Form because the ~~AA~~ Plaintiff Does not work  
and Depends on Family and Friends for  
financial Gifts while imprisoned.

The Plaintiff request this Honorable Court to Look  
at the 4 corners of the Affidavit and decide  
whether the Affidavit meets the Supreme Courts  
Standard under the "Totality of Circumstances  
Standard."

X Nicholas Thompson  
Respectfully Submitted  
ON THIS 10<sup>th</sup> DAY OF June 2020